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*Attorneys for Plaintiffs the City of San José; the City of San José,  
as successor agency to the Redevelopment Agency of the City of  
San José; and the San José Diridon Development Authority*

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
**SAN JOSÉ DIVISION**

**CITY OF SAN JOSÉ; CITY OF SAN  
JOSÉ AS SUCCESSOR AGENCY TO  
THE REDEVELOPMENT AGENCY OF  
THE CITY OF SAN JOSÉ; and THE SAN  
JOSÉ DIRIDON DEVELOPMENT  
AUTHORITY,**

Plaintiffs,

v.

**OFFICE OF THE COMMISSIONER OF  
BASEBALL, an unincorporated association  
doing business as Major League Baseball; and  
ALLAN HUBER “BUD” SELIG,**

Defendants.

Case No. 13-CV-02787-RMW

**NOTICE OF APPEAL OF PLAINTIFFS**

Judge: Hon. Ronald M. Whyte

Complaint Filed: June 18, 2013

1 NOTICE IS HEREBY GIVEN that, pursuant to Federal Rules of Appellate Procedure 3  
 2 and 4, to the extent it is appealable, Plaintiffs City of San José, City of San José as Successor  
 3 Agency to the Redevelopment Agency of the City of San José, and the San José Diridon  
 4 Development Authority (collectively “Plaintiffs”) appeal to the United States Court of Appeals  
 5 for the Ninth Circuit from (1) this Court’s Judgment [Docket No. 52] (entered on January 3,  
 6 2014); and (2) this Court’s Order Granting-In-Part and Denying-In-Part Defendants’ Motion to  
 7 Dismiss Plaintiffs’ Complaint Under Federal Rule Of Civil Procedure 12(b)(6) [Docket No. 41]  
 8 (entered on October 11, 2013).

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 10 Dated: January 23, 2014

**COTCHETT, PITRE & McCARTHY, LLP**

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 12 By: /s/ Philip L. Gregory  
 PHILIP L. GREGORY

13 *Attorneys for Plaintiffs the City of San José;*  
 14 *the City of San José, as successor agency to*  
 15 *the Redevelopment Agency of the City of San*  
 16 *José; and the San José Diridon Development*  
 17 *Authority*  
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